IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 4042 OF 2004

The State of Maharashtra & Anr. ....Petitioners.
V/s
Shri Vilas Dattatraya Kolambe ...Respondent.

Mr. A.P. Vanarase for the petitioners.
Mr. A.R. Pitale for the respondent.

CORAM: V.G. PALSHIKAR, Acg. C.J. &
V. M. KANADE, J.

DATE : 9th August, 2006.

P.C.:

1. By this Petition, the petitioner - State of Maharashtra is challenging the order dated 16-10-2003 whereby suspension of the respondent was set aside by the Maharashtra Administrative Tribunal. Rule was granted but there was no interim relief granted as a consequence of which respondent came to be reinstated. Presently, he is working in Ulhasnagar Police Station.

2. The respondent is facing sessions trial in Sessions Case No.6 of 2002 in which charges have been framed and witness summons have been issued. It is obvious that further career and service of the respondent would be subject to the result of the sessions trial. He has already

been reinstated. In such circumstances, we do not see any reason to interfere with the order of revocation passed by the Tribunal. Petition is accordingly dismissed. Right of the State after the adjudication of the criminal appeal in all respects will be open.

3. Writ Petition is disposed of.

(V.G. PALSHIKAR, Acg. C.J.)

(V. M. KANADE, J.)